

ILLINOIS POLLUTION CONTROL BOARD
January 23, 1997

IN MATTER OF:)
)
PETITION OF GRANITE CITY STEEL FOR) AS 97-6
AN ADJUSTED STANDARD FROM 35) (Adjusted Standard - Water)
ILL. ADM. CODE 302.212 AND 302.213,)
WATER QUALITY STANDARDS)
RELATING TO AMMONIA)

ORDER OF THE BOARD (by C.A. Manning):

On January 16, 1997 the National Steel Corporation, Granite City Division (GCD) filed a request for an adjusted standard from the Board's water quality standard relating to ammonia. Specifically, GCD requests permanent relief from the Board's recently amended general use ammonia nitrogen water quality standards and the requirements for effluent modified waters (ammonia) specified at 35 Ill. Adm. Code 302.212 and 302.213, respectively. GCD states that it is seeking relief pursuant to the general standard set forth at 35 Ill. Adm. Code 301.108, since the applicable water quality regulations do not specify a level of justification. Section 301.108 sets forth the Section 28.1 criteria for granting adjusted standards.

GCD has very briefly addressed the statutory criteria under Section 28.1 (c) of the Environmental Protection Act. However, the petition does not address the informational requirements of 35 Ill. Adm. Code 106.Subpart G. Specifically, the petition does not address the requirements specified at Sections 106.705 (b), (d), (e), (f), (g), (h) and (k). While GCD has requested hearing, it would not be fruitful to proceed to hearing until GCD files an amended petition curing these deficiencies. If GCD does not file an amended petition within 45 days of the date of this order, this petition will be subject to dismissal.

Finally the Board notes that the attorneys for GCD are all from Pennsylvania. The filings do not indicate that they are licensed to practice in Illinois, and they have not filed motions to appear *pro hoc vice* as required by 35 Ill. Adm. Code 101.107(b). This should be corrected at the time the amended petition is filed as well.

IT IS SO ORDERED.

Board Member K.M. Hennessey abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the _____ day of _____, 1997, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board